GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – EFS&T Department – Surprise Check conducted on 01.09.2015 - Allegations of Corruption and misconduct – Common Disciplinary Proceedings initiated – Inquiry under Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 – Article of Charges framed against Sri Guggula Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District -Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Sec.IV) DEPARTMENT

G.O.RT.No. 198 **Dated: 01-12-2017**

Read the following:-

Govt.Memo.No.3037/Sec.IV/A1/2016, EFS&T (Sec.IV) Dept., dt:01.12.2017.

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ORDER:

In continuation of the orders issued under Rule 24 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 in the reference read above, it is considered necessary to hold an enquiry against Sri Guggula Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District under Rule 20 of the said rules.

2. The substance of the imputation of misconduct in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I) and the imputation of misconduct in support of each article of charge is enclosed (Annexure-II). A list of witnesses by whom the articles of charge are proposed to be sustained and a list of documents by which are also enclosed (Annexure-III & IV).

3. Sri Guggula Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District is directed to submit his written statement of defense within ten days from the date of receipt of this order.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Guggula Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules the Inquiring authority may hold the inquiry against him ex-parte.

6. Attention of Sri Guggula Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Govt. servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Guggula Satish, Assistant Conservator of Forests,
Kannapuram Range, West Godavari District (w.e. Annexures I to IV) through the Prl.Chief Conservator of Forests & HoFF, A.P., Guntur.(with a request to serve the order on the individual and send the served copy with dated signature)
The Prl.Chief Conservator of Forests & HoFF, A.P., Guntur.
The Secretary, A.P. Vigilance Commissioner, Velagapudi.
The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.
Sf/Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-I

(G.O.Rt.No. 198 , (EFS&T (Sec.IV) Dept., dt:01.12.2017)

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI GUGGULA SATISH, S/O ANANTHA REDDY, AGE: 31 YEARS, ASST. CONSERVATOR OF FORESTS, KANNAPURAM RANGE, WEST GODAVARI DISTRICT

That Sri Guggula Satish S/o. Anatha Reddy joined in Government Service in Forest Department as Asst. Conservator of Forests on 07.09.2012. After completion of training, he posted at Kannapuram Range, West Godavari District on 04.11.2014. While functioning in the above capacity by abusing his official position he committed grave misconduct as he failed to take steps to ensure the integrity and devotion to duty of his subordinate Mulem Nageswara Rao, FSO, LND Peta which act facilitated collection of monthly mamools by him from the illegal transportation of forest produce. He was found in possession of unaccounted cash of Rs.79,000/- and failed to account for the same and failed to maintain absolute integrity in violation of APCS (Conduct) Rules, 1964.

That the Charged Government Servant, Sri Gugguala Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District was found in possession of unaccounted cash of Rs.79,000/- and failed to account for the same and failed to maintain absolute integrity in violation of APCS (Conduct) Rules, 1964.

Thus Sri Guggala Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct of him unbecoming of a member of service and thereby contravened Rules 9(8)&(A) & 3(1)&(2) of APCS (conduct) Rules 1964.

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

(G.O.Rt.No.198, (EFS&T (Sec.IV) Dept., dt:01.12.2017)

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI GUGGULA SATISH, S/O ANANTHA REDDY, AGE:31 YEARS, ASST. CONSERVATOR OF FORESTS (P) FOREST RANGE OFFICER (INDIPENDENT CHARGE), KANNAPURAM RANGE, WEST GODAVARI DISTRICT

Sri Guggula Satish S/o. Anantha Raddy, 31 yrs is a native of Proddutur, Kadapa District. His date of birth is 29.03.1984. He entered in Government service in Forest Department on 07.09.2012 as Asst. Conservator of Forests, After completion of training, he posted at Kannapuram Range, West Godavari District. While functioning in the above capacity, he committed grave misconduct in as much as on 1.09.2015 he was found in possession of unaccounted cash of Rs.79,000/- and failed to account for the same. He is drawing a basic pay of Rs.20,680/-. He is due to retire from service on attaining the age of superannuation on 31.03.2044. He is hereinafter referred to as Charged Government Servant (CGS).

CHARGE-I

On credible information that the Forest Officials of Kannapuram Forest Range are indulging in corrupt practices by collecting monthly mamools, a Surprise Check in Rc.No:6/SC-EWG/2015 was conducted by the Bureau on the private house of Sri Mulem Nageswara Rao, Forest Section Officer, In-charge LND Peta Section, Kannapuram Range, West Godavari District who was operating his corrupt activities from his residence situated at Dondapudi Village of Gopalapuram Mandal and collecting mamools from illegal persons who are transporting forest produce for abstaining himself from checking and booking any cases and allow them to take wood.

The surprise check party noticed two persons chatting in front of the house. After minutes one person gave some amount to other person. Immediately on the instructions of DSP the surprise check party along with DSP rushed to the spot and caught hold of them and ascertained the identity of person, who received cash as Mulem Nageswara Rao S/o. Sri Ramanna Dora, aged 42 years, Forest Section Officer, LND Peta Section, Kannapuram Range, R/o. Door No.1-18/1, Dondapudi Village, Gopalapuram Mandal, W.G. District., and another person as Sri Muthapolu Satyanarayana of LND Peta, then on the instructions of the DSP, mediators received the amount from Forest Section Officer and upon counting the amount is Rs.1,60,000/-. When the DSP asked the FSO, Sri M.Nageswara Rao about receipt of above amount, he did not give any reply and kept silent. When the DSP asked Sri Satyanarayana about the transaction between FSO and himself, he stated that he used to collect monthly mamools from illegal transporters of forest produce every month and handover the same to FSO he further stated that he gave momools for

the month of September to FSO prior to surprise raid by ACB officials. Then the DSP seized the amount of Rs.1,60,000/- for the purpose of investigation.

In pursuance of the information furnished by the Charged Government Servant the Surprise Check Party searched the house of Guggula Satish Asst. Conservator of Forest, Kannapuram Range, West Godavari District and seized un accounted money of Rs.79,000/- for which the Charged Government Servant could not satisfactorily account for. The DSP also seized Rs.79,000/- un accounted money.

Thus Sri Guggula Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct of him unbecoming of a member of service and thereby contravened Rules 9(8)&(A) & 3(1)&(2) of APCS (conduct) Rules 1964.

Thus the Charged Government Servant has therefore rendered himself liable for regular departmental action for major penalty.

CHARGE-II

That the Charged Government Servant Sri Guggula Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District failed to take steps to ensure the integrity and devotion to duty of his subordinate Mulem Nageswara Rao, FSO, LND Peta which act facilitated collection of monthly mamools by him from the illegal transportation of forest produce and failed to maintain absolute integrity in violation of APCS (Conduct) Rules, 1964.

On credible information that the Forest Officials of Kannapuram Forest Range are indulging in corrupt practices by collecting monthly mamools, a Surprise Check in Rc.No:6/SC-EWG/2015 was conducted by the Bureau on the private house of Sri Mulem Nageswara Rao, Forest Section Officer, In-charge LND Peta Section, Kannapuram Range, West Godavari District who was operating his corrupt activities from his residence situated at Dondapudi Village of Gopalapuram Mandal and collecting mamools form illegal transporters of forest produce for abstaining himself from checking and booking any cases and allow them to take wood.

During searches an un accounted amount of Rs.1,60,000/- was seized from Sri Mulem Nageswara Rao, Forest Section Officer, LND Peta along with pronotes, cheques, C Fee receipt books. When the Forest Section Officer questioned admitted that himself and the Charged Government Servant are sharing the bribe amount collected by way of monthly mamools from the illegal transporters of forest produce. Subsequently in pursuance of information furnished by Forest Section Officer, Sri Mulem Nageswara Rao, the house of the charged Government Servant

was also searched and an amount of Rs.79,000/- unaccounted money was seized for which the Charged Govt. Servant would not offer cogent explanation. Being a superior officer he failed to supervise his subordinate and take all possible steps to ensure the integrity and devotion to duty of his subordinates.

Thus Sri Guggula Satish, Assistant Conservator of Forests, Kannapuram Range, West Godavari District by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct of him unbecoming of a member of service and thereby contravened Rule 5 r/w 3(1)&(2) of APCS (conduct) Rules 1964.

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

(G.O.Rt.No. 198 , EFS&T (Sec.IV) Dept., dt:01.12.2017)

LIST OF WITNESSES EXAMINED

1. Sri K. Rajendra Rao, Dy. Supdt. of Police, Anti-Corruption Bureau, Eluru Range, Eluru
2. Sri U.J. Wilson, Inspector of Police, Anti-Corruption Bureau, Eluru Range, Eluru

Mediators:

a. Sri Yarlagadda Raghavendra Rao S/o Venkateswara Rao, Age:55 yrs, Occ: Head Master, ZP High School, Vasantawada Village, Pedapadu Mandal, West Godavari District, r/o Plot No.30, Road No.2, Gulabithota, behind water works, Eluru, W.G. District.

b. Sri Somisetty Venkateswara Rao S/o. Satyanarayana, age 53 years, Junior Assistant, O/o. District Educational Officer, West Godavari District, Eluru., R/o. Door No.1-33, Indiaranagar Colony Road, Sanivarapupeta, Eluru Mandal, W.G. District.

3. Sri Mulem Nageswara Rao, Forest Section Officer, In-charge, LND Peta Section, Kannapuram Range, West Godavari District.
4. Branch Manager, State Bank of India, Siripuram Branch, Chinna Balappa Complex, Saleem Nagar, Near Super Bazar Bus Stop, Malakpet, Hyderabad
5. Any other witnesses they may be produced at the time of conducting enquiry.

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-IV
(G.O.Rt.No. 198 , EFS&T (Sec.IV) Dept., dt:01.12.2017)

LIST OF DOCUMENTS

1. Surprise Check Mediators Report dated 01.09.2015.
2. Bank Statements of Sri Guggula Satish and Sri Guggula Bharat of State Bank of India, Siripuram Branch, Chinna Balappa Complex, Saleem Nagar, Near Super Bazar Bus Stop, Malakpet, Hyderabad.
3. Any other documents produced at the time of enquiry.

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER